

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA

CLIFFORD POLLARD TURNER,

Plaintiff,

v.

JEWISH, *et al.*,

Defendants.

Case No. 1:23-cv-00287-BAM (PC)

ORDER DENYING MOTION TO PROCEED
IN FORMA PAUPERIS WITHOUT
PREJUDICE

(ECF No. 5.)

ORDER REQUIRING PLAINTIFF TO FILE
COMPLETED APPLICATION TO PROCEED
IN FORMA PAUPERIS OR PAY FILING FEE

THIRTY (30) DAY DEADLINE

Plaintiff Clifford Pollard Turner ("Plaintiff") is a Texas state prisoner proceeding *pro se* in this civil rights action pursuant to 42 U.S.C. § 1983.

On February 27, 2023, the Court denied Plaintiff's application to proceed *in forma pauperis* because it was incomplete. (ECF No. 4.) Plaintiff failed to submit a certified copy of his trust account statement and did not have an authorized officer from his institution complete the certificate portion of the form. Plaintiff was directed to file a completed application, including a certified copy of his trust account statement, or to pay the \$402.00 filing fee for this action, within thirty days. (*Id.*)

On April 3, 2023, Plaintiff filed a renewed motion to proceed *in forma pauperis*. (ECF No. 5.) The application was incomplete. Plaintiff has again failed to include a certified copy of

his trust account statement for the past six months. (*Id.*)

Accordingly, IT IS HEREBY ORDERED that:

1. Plaintiff's motion to proceed *in forma pauperis*, (ECF No. 5), is DENIED without prejudice;
2. The Clerk of the Court is directed to serve this order and a blank *in forma pauperis* application for a prisoner on Plaintiff;
3. Within **thirty (30) days** from the date of service of this order, Plaintiff shall file the attached application to proceed *in forma pauperis*, completed and signed, **including a certified copy of his trust account statement for the past six months**, or in the alternative, pay the \$402.00 filing fee for this action;
4. No extension of time will be granted without a showing of good cause; and
5. **The failure to comply with this order will result in dismissal of this action without prejudice.**

IT IS SO ORDERED.

Dated: April 4, 2023

/s/ Barbara A. McAuliffe
UNITED STATES MAGISTRATE JUDGE